

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CALLAWAY GOLF COMPANY,

Plaintiff,

v.

ACUSHNET COMPANY,

Defendant.

C. A. No. 06-91 (SLR)

**CALLAWAY GOLF'S *DAUBERT* MOTION TO EXCLUDE EXPERT
TESTIMONY RE HYBRID GOLF BALLS**

For the reasons set forth in its memorandum, Callaway Golf respectfully moves to exclude any expert testimony regarding Acushnet's "hybrid" golf ball creations described in and referred to by the expert reports of Robert Statz and William MacKnight, and any expert opinions derived from Acushnet's fabrication and testing of those balls.

Dated: September 10, 2007

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CERTIFICATE OF SERVICE

I hereby certify that on September 11, 2007, the attached document will be electronically filed with the Clerk of Court using CM/ECF which will send electronic notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I hereby certify that on September 10, 2007, I have Electronically Mailed the document to the following person(s):

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ORDER

Having considered Callaway Golf's Daubert Motion to Exclude Expert Testimony Re Hybrid Golf Balls, as well as having considered argument and briefing from Callaway Golf and Acushnet re the motion, it is hereby ORDERED, this ____ day of _____, 2007 that the motion is granted.

United States District Judge